

PATENT APPLICATION FEE DETERMINATION RECORD
Effective November 10, 1998

Application or Docket Number

09/269897

CLAIMS AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA
BASIC FEE		
TOTAL CLAIMS	3076 minus 20 =	20
INDEPENDENT CLAIMS	7 minus 3 =	4
MULTIPLE DEPENDENT CLAIM PRESENT <u>YES</u>		

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

AMENDMENT A	(Column 1) CLAMS REMAINING AFTER AMENDMENT	(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
	7/20		
Total	7	minus =	30
Independent	3	minus =	7
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			

AMENDMENT B	(Column 1) CLAMS REMAINING AFTER AMENDMENT	(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
	3-7-05		
Total	16	minus =	30
Independent	3	minus =	7
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			

AMENDMENT C	(Column 1) CLAMS REMAINING AFTER AMENDMENT	(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
	06-13-05		
Total	7	minus =	30
Independent	3	minus =	7
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			

11, 37, 41

- * If the entry in column 1 is less than the entry in column 2, enter "0" in column 3.
- ** If the "Highest Number Previously Paid For" in THIS SPACE is less than 20, enter "20."
- *** If the "Highest Number Previously Paid For" in THIS SPACE is less than 3, enter "3."
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number listed in the appropriate box in column 1.

SMALL ENTITY TYPE <input type="checkbox"/> OR		OTHER THAN SMALL ENTITY	
RATE	FEE	RATE	FEE
	380.00	OR	910
X50-		OR	X518-
X30-		OR	X78-
+130-		OR	+360-
TOTAL		OR	TOTAL

SMALL ENTITY TYPE <input type="checkbox"/> OR		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X50-		OR	X518-
X30-		OR	X78-
+130-		OR	+360-
TOTAL		OR	TOTAL

SMALL ENTITY TYPE <input type="checkbox"/> OR		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X50-		OR	X518-
X30-		OR	X78-
+130-		OR	+360-
TOTAL		OR	TOTAL

SMALL ENTITY TYPE <input type="checkbox"/> OR		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X50-		OR	X518-
X30-		OR	X78-
+130-		OR	+360-
TOTAL		OR	TOTAL

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

09/269,897

CLAIMS AS FILED - PART I

(Column 1)

(Column 2)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.18(a))		
TOTAL CLAIMS (37 CFR 1.18(c))	minus 20 =	*
INDEPENDENT CLAIMS (37 CFR 1.18(b))	minus 3 =	*
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

RATE	FEE
	\$ _____
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL	

RATE	FEE
	\$ _____
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED - PART II

28-06

(Column 1)

(Column 2)

(Column 3)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))	16	30	=
Independent (37 CFR 1.16(b))	3	7	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDI- TIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

RATE	ADDI- TIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))			=
Independent (37 CFR 1.16(b))			=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDI- TIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

RATE	ADDI- TIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))			=
Independent (37 CFR 1.16(b))			=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDI- TIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

RATE	ADDI- TIONAL FEE
X \$ _____ =	
X \$ _____ =	
+ \$ _____ =	
TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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IFW 1645

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF:

GROUP: 1645

Katsumi AOYAGI, et al

SERIAL NO.: 09/269,897

EXAMINER: ZEMAN, Robert A.

FILED: April 2, 1999

FOR: METHODS FOR DETECTION OR MEASUREMENT OF VIRUSES

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

File processed

S I R:

This is in response to the outstanding office communication dated August 5, 2005. Applicant respectfully requests an extension of the term for response until February 6, 2006.

All necessary fees in connection with this application should be deducted from applicant's deposit account number 01-1944.

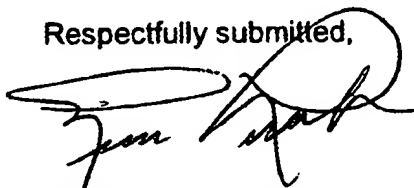
Attached hereto is an executed Declaration by applicant under 37 CFR 1.132 to be made of record in support of the attached remarks, for overcoming the rejection in the above-identified office communication.

As attested to by applicant in paragraph 7 of the Declaration under 37 CFR 1.132, any person with ordinary skill in the art after reading the subject specification can easily select the volume and a composition for the reaction buffer to be used for the assay of HBV particularly after reading Examples 4, 5 and 14.

The applicant also attempted to explain the concerns of the Examiner regarding whether one skilled in the art would believe that SDS would affect a reaction of the core antigen and the antibody probe.

For all of the above reasons, applicant requests that the rejection of the claims under 35 USC 112, first paragraph, be withdrawn and that the claims be allowed.

Respectfully submitted,



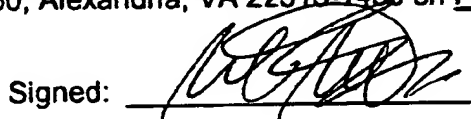
Eugene Lieberstein
Reg. No. 24,645

ANDERSON, KILL & OLICK
1251 Avenue of the Americas
New York, New York 10020-1182
(212) 278-1000

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 6, 2006.

Signed: _____



Dated: February 6, 2006